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*Attorneys for Defendant RCN Corporation*

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

SABRINA CHIN, on behalf of herself and all others  
similarly situated,

Plaintiff,

-against-

RCN CORPORATION,

Defendant.

Civil Action No. 08-CV-7349  
(RJS)

**JOINDER IN MOTION FOR  
FINAL APPROVAL OF CLASS  
ACTION SETTLEMENT AND  
RESPONSE TO OBJECTIONS**

**Filed by ECF**

Defendant RCN Corporation ("RCN"), by its undersigned counsel, hereby joins in those portions of the May 28, 2010 motion of plaintiff Sabrina Chin that seek an order (1) certifying the class for purposes of final approval of the class action settlement, and (2) granting final approval of the class action settlement embodied in the parties' Class Action Settlement Agreement, dated as of July 31, 2009, including, but not limited to, the January 12, 2010 amendment thereto pursuant to which RCN agrees, *inter alia*, that it will not object to an application by Class Counsel for an award of attorney's fees of up to \$520,000 and an award of expenses of up to \$20,000 for services performed on behalf of the plaintiff and the class.

RCN also joins in the legal arguments set forth in plaintiff's Memorandum of Points and Authorities in support of her motion for final approval of the class action settlement and in re-

sponse to the objections thereto submitted by or on behalf of (a) Seth Berkowitz, Christopher Manice, John Wesley Spears III and Wendi Weinman; (b) Mark Lyon; and (c) Thomas Lavery.

Dated: May 28, 2010

**BINGHAM MCCUTCHEN LLP**

By: s/ Peter C. Neger  
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